

FILED: 11/10/08

IN THE UNITED STATES DISTRICT COURT U.S. DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS EASTERN DISTRICT COURT
SHERMAN DIVISION DAVID J. MALAND, CLERK

UNITED STATES OF AMERICA §
§
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§
§
v. §
§
§
CARL GODFREY §

CASE NO. 4:04CR116

**MEMORANDUM ADOPTING REPORT AND
RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the above-referenced criminal action, this court having heretofore referred the request for modification of Defendant's supervised release to the United States Magistrate Judge for proper consideration. The court has received the report of the United States Magistrate Judge pursuant to its order. As Defendant has waived his right to object, the court is of the opinion that the findings and conclusions of the Magistrate Judge are correct. Therefore, the court hereby adopts the findings and conclusions of the Magistrate Judge as the findings and conclusions of the court. It is, therefore,

ORDERED that the Magistrate Judge's Report is **ADOPTED** as the opinion of the court.

It is further ORDERED that Defendant's supervised release is hereby REVOKED.

It is further **ORDERED** that Defendant be committed to the custody of the Bureau of Prisons to be imprisoned for a period of sixteen (16) months, with no supervised release to follow. Further, the court recommends that Defendant carry out his term of imprisonment at the appropriate Bureau of Prisons facility closest to either Fort Worth or Texarkana.

SIGNED this 7th day of November, 2008.

Richard A. Schell
RICHARD A. SCHELL
UNITED STATES DISTRICT JUDGE